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Anthony Canale
IBM MICROELECTRONICS
INTELLECTUAL PROPERTY LAW
1000 River Street, 972E
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In re Application of:
Dominique P. BONNEAU, et al
Appl. No.: 10/707,961
Filed: January 28, 2004
For: SERIALIZER/DESERIALIZER CIRCUIT FOR JITTER
SENSITIVITY CHARACTERIZATION

DECISION ON PETITION
UNDER 37 CFR § 1.59

This is a decision on the petition under 37 CFR § 1.59(b), filed December 1, 2006, to expunge information unintentionally submitted in papers filed October 06, 2006.

The petition is **GRANTED**.


Petitioner requests that the documents entitled as "Information Disclosure Statement (IDS) Filed, Preliminary Amendment, Specification, Claims, Applicant Arguments/Remarks Made in an Amendment, Miscellaneous Incoming Letter, Fee Worksheet (PTO-875), Status Letter Mailed to Applicant, Specification, Claims, Abstract, Formal Drawings and Oath or Declaration filed" and dealing with application material for a divisional application of application serial no. 10/707,961 which were incorrectly filed as material in application serial no. 10/707,961 rather than in a new application, all of which were filed on October 06, 2006, be expunged from the record. Petitioner states that the documents were unintentionally submitted and the failure to obtain their return would cause irreparable harm to the party in interest on whose behalf the information was submitted. The petition fee set forth in 37 CFR § 1.17(g) has been paid.

The information in question has been determined by the undersigned to not be material to the examination of the instant application.

Applicant is required to retain the expunged material(s) for the life of any patent which issues on the above-identified application.

The expunged material has been closed from public view and will not be returned to applicant.

Any inquiry concerning this decision should be directed to Brian Johnson whose telephone number is (571) 272-3595.


Jack Harvey
Director

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Computer Architecture, Software, and
Information Security

James Dwyer for JH